

## State Water Resources Control Board

September 8, 2014

Mr. Bob Brown  
Western States Oil Company  
1790 South 10<sup>th</sup> Street  
San Jose, CA 95112

Dear Mr. Brown:

### UNDERGROUND STORAGE TANK CASE CLOSURE FOR SPARTAN GAS, 444 EAST TAYLOR STREET, SAN JOSE, SANTA CLARA COUNTY

This letter confirms completion of a site investigation and remedial action for the underground storage tanks (USTs) case formerly located at the above-described location (Site). This Site has the following identifying numbers:

- State Water Resources Control Board Division of Water Quality Petition No. 0147
- Geotracker No. T0608502375
- Santa Clara County LOP Case No. 07S1E05F03f
- San Francisco Bay Regional Water Quality Control Board Case No. 14-480
- Underground Storage Tank Cleanup Fund Claim No. 14203

Thank you for your cooperation throughout this investigation. Your willingness and promptness when responding to our inquiries concerning the former USTs are greatly appreciated.

Based on information in the above-referenced case file and with the provision that the information provided to this agency was accurate and representative of Site conditions, this agency finds that the investigation and corrective action carried out at your Site is in compliance with the requirements of subdivisions (a) and (b) of section 25296.10 of the Health and Safety Code and with corrective action regulations adopted pursuant to section 25299.3 of the Health and Safety Code and that no further action related to the petroleum release(s) at the Site is required. This notice is issued pursuant to subdivision (g) of section 25296.10 of the Health and Safety Code.

Claims for reimbursement of corrective action costs submitted to the UST Cleanup Fund more than 365 days after the date of this letter or issuance or activation of the Fund's Letter of Commitment, whichever occurs later, will not be reimbursed unless one of the following exceptions apply:

- Claims are submitted pursuant to section 25299.57 of the Health and Safety Code, subdivision (k) (reopened UST case); or
- Submission within the time frame was beyond the claimant's reasonable control, ongoing work is required for closure that will result in the submission of claims beyond

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that time period, or that under the circumstances of the case, it would be unreasonable or inequitable to impose the 365-day time period.

If you have any questions regarding this matter, please contact Mr. Benjamin Heningburg at (916) 341-5749 or [benjamin.heningburg@waterboards.ca.gov](mailto:benjamin.heningburg@waterboards.ca.gov).

Sincerely,



Victoria A. Whitney, Deputy Director  
Division of Water Quality

cc: [Via email only]

Mr. Bruce H. Wolfe, Executive Officer  
San Francisco Bay Regional Water Quality Control Board  
([bruce.wolfe@waterboards.ca.gov](mailto:bruce.wolfe@waterboards.ca.gov))

Mr. Stephen Hill  
San Francisco Bay Regional Water Quality Control Board  
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Ms. Yuri Won, Staff Council  
State Water Resources Control Board  
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Ms. Lani Lee, Acting Director  
Santa Clara County Department of Environmental Health  
([lani.lee@deh.sccgov.org](mailto:lani.lee@deh.sccgov.org))

Mr. Gerald O'Regan  
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Mr. Benjamin Heningburg  
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([benjamin.heningburg@waterboards.ca.gov](mailto:benjamin.heningburg@waterboards.ca.gov))

Mr. Joe Mangine  
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